

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

JANE DOE 1-4,	)	
	)	
Plaintiffs,	)	
	)	No.: 1:23-cv-1302-JRS-MKK
v.	)	
	)	
BUTLER UNIVERSITY,	)	
MICHAEL HOWELL, and	)	
RALPH REIFF,	)	
	)	
Defendants.	)	

**NOTICE OF INDIANA SUPREME COURT OPINION**

Defendants Butler University and Ralph Reiff, by counsel, in reference to the objections and arguments stated in the motions and supporting briefs by Butler University and Ralph Reiff at Docket Entries 37, 38, 113, and 114, give notice of the Indiana Supreme Court’s recent opinion in *Gierek v. Anonymous 1*, No. 23S-CT-277, 2025 Ind. LEXIS 7 (Jan. 9, 2025), stating:

“[W]e find the conclusion ‘inescapable that our General Assembly intended that **all actions the underlying basis for which is alleged medical malpractice** are subject to the act.’” *Id.* at \*22 (emphasis original) (quoting *Sue Yee Lee v. Lafayette Home Hosp., Inc.*, 410 N.E.2d 1319, 1324 (Ind. Ct. App. 1980)).

Dated: January 13, 2025

Respectfully submitted,

/s/ William P. Kealey

William P. Kealey (Attorney No. 18973-79)

STUART & BRANIGIN LLP

300 Main Street, Suite 900

P.O. Box 1010

Lafayette, IN 47902-1010

Telephone: 765-423-1561

Facsimile: 765-742-8175

E-Mail: [wpk@stuartlaw.com](mailto:wpk@stuartlaw.com)

***Attorney for Butler University  
and Ralph Reiff***

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